IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

TUESDAY, THE 4TH DECEMBER 2007 / 13TH AGRAHAYANA 1929

WP(C).No. 34660 of 2007(A)

PETITIONER:

GIRIJA RAJAN, PART TIME CASUAL SWEEPER,
KRISHI BHAVAN, VATHIKUDY, MURIKASSERI P.O.,
PIN 685604, IDUKKI DISTRICT.

BY ADV. SRI.KALEESWARAM RAJ,
ADV. SRI.GIRISH BABU.

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, DEPARTMENT OF AGRICULTURE, SECRETARIAT, THIRUVANANTHAPURAM.**
2. **THE DIRECTOR OF AGRICULTURE, THIRUVANANTHAPURAM.**
3. **THE PRINCIPAL AGRICULTURAL OFFICER, IDUKKI.**

BY GOVT. PLEADER SRI. BEJOY CHANDRAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/12/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J.

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W.P.(C)No.34660 of 2007

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Dated this the 4th day of December 2007

JUDGMENT

The petitioner is a casual sweeper working in the office of the Vathikudy Krishi Bhavan at Murikkassery in Idukki District. According to the petitioner, the sweeping area serviced by her is more than 100 sq.metres. Therefore she is entitled to the benefits of G.O.(P) 501/2005. Petitioner's claim ought to be considered in the light of the said government order.

2. Petitioner is aggrieved by the fact that as per Ext.P3, Government has required the Director of Agriculture to re-transmit revised sweeping area certificates after deleting store room area from the total sweeping area as the store room did not require regular sweeping. This direction seems to have been issued on the basis of Ext.P4. This Court has considered Appendix I of G.O.(P) 501/2005 and has held that the sweeping area in an office will have to be measured strictly in accordance with Appendix II of GO(P) 501/2005. It has also been observed that any other administrative instructions will have to be subject to GOP 501/2005.

3. After hearing the learned Government Pleader also, the

writ petition is disposed of directing the first respondent to consider the question of creation of a post of Part-time Sweeper in Krishi Bhavan Vathikudy and the claim of the petitioner for regualrisation of services strictly in accordance with GO(P)501/2005 and in the light of the directions issued by this Court in W.P.(C) No.19186/2005 and connected cases. It is made clear that a decision to be taken by the first respondent in that regard shall be without reference to Ext.P3 and insofar as Ext.P4 is concerned. It shall also be subject to Appendix I of GO(P) 501/2005. Needful shall be done by the Government, within a period of three months from the date of receipt of a copy of this judgment. Copy of the judgment shall be produced by the petitioner before the first respondent along with a representation detailing all these facts.

V.GIRI, JUDGE

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